EXHIBIT 17

In The Matter Of:

Securities and Exchange Commission v. Strategic Global Investments, Inc., et al.

Andrew T. Fellner December 13, 2016

Behmke Reporting and Video Services, Inc. 160 Spear Street, Suite 300 San Francisco, California 94105 (415) 597-5600

Original File 30726Fellner.txt

Min-U-Script® with Word Index

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2	SOUTHERN DISTRICT OF CALIFORNIA	2	FOR PLAINTIFF - (TELEPHONICALLY):	
3		3	SECURITIES AND EXCHANGE COMMISSION	
4		4	BY: ANDREW O. SCHIFF, REGIONAL TRIAL COUNSEL	
5	SECURITIES AND EXCHANGE COMMISSION,)	5	801 Brickell Avenue, Suite 1800	
6)	6	Miami, Florida 33131	
7	Plaintiff,) CASE NO.	7	Telephone: (305) 982-6390	
8	VS.) 16-CV-00514-H-JLB	8	Email: schiffa@sec.gov	
9	STRATEGIC GLOBAL INVESTMENTS, INC.)	9		
10	AND ANDREW T. FELLNER,)	10	FOR DEFENDANTS:	
11	Defendants.)	11	LAW OFFICES OF MICHAEL W. JACOBS	
12		12	BY: MICHAEL W. JACOBS, ATTORNEY AT LAW	
13		13	525 B Street, Suite 1500	
14		14	San Diego, California 92101	
15		15	Telephone: (619) 858-4748	
16	DEPOSITION OF ANDREW T. FELLNER	16	Email: mjacobslaw12@gmail.com	
17	TUESDAY, DECEMBER 13, 2016	17		
18		18		
19		19		
20		20		
21	BEHMKE REPORTING AND VIDEO SERVICES, INC.	21		
22	BY: PAULA A. PYBURN, CSR NO. 7304, RPR, CLR	22		
23	160 SPEAR STREET, SUITE 300	23		
24	SAN FRANCISCO, CALIFORNIA 94105	24		
25	(415) 597-5600	25		
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1	EXHIBITS		
2	ANDREW T. FELLNER	1	for identification by the Court Reporter.)
3	Number Description Page	2	BY MR. SCHIFF:
4	Exhibit 1 Testimony of Andrew Tivadar	3	Q Mr. Fellner, is Exhibit 1 your investigative
5	Fellner Before the SEC on	4	testimony taken on February 24th, 2015?
6	February 24, 2015 - 14 pages 6	5	MR. JACOBS: That is the document in front of
7	1021411/ 11/ 1010 11 F4300	6	him, yes.
8		7	THE WITNESS: Yes.
9		8	BY MR. SCHIFF:
10		9	Q Okay. Sir, are there any questions you were
11		10	asked at your investigative testimony to which you would
12		11	now like to answer, or do you continue to assert your
13		12	Fifth Amendment privilege?
		13	A I'm going to continue to assert my Fifth
14		14	Amendment privilege.
15		15	Q Okay. And I have just a few additional
16		16	questions. And, again, if you choose to assert your
17		17	Fifth Amendment privilege, you can just say, "I take the
18		18	Fifth."
19		19	Is that agreed?
20		20	A Yes.
21		21	Q Okay. Sir, prior to March 27th, 2014, did you
22		22	attempt to find out whether marijuana cultivation was
23		23	permitted in unincorporated Teller County, Colorado?
24		24	A I take the Fifth.
25		25	Q Prior to March 27th, 2014, had you received any
	Page 6		Page 8
	THESDAY DECEMBED 12, 2016, 10,57 A M	,	information about whather monitoring cultivation was
1	TUESDAY, DECEMBER 13, 2016; 10:57 A.M.	1	information about whether marijuana cultivation was permitted in unincorporated Teller County, Colorado?
2	ANDDEW T. EELI MED	2	A I take the Fifth.
3	ANDREW T. FELLNER, having been duly sworn, testified as follows:	3 4	Q Describe any information you received about
5	naving been dury sworn, testified as follows.	5	whether marijuana cultivation was permitted in
6	EXAMINATION	6	unincorporated Teller County, Colorado.
7	BY MR. SCHIFF:	7	A I take the Fifth.
8	Q Good morning, Mr. Fellner.	8	Q Prior to March 27th, 2014, did you attempt to
9	A Hi. How are you?	9	find out whether Strategic Global Investments or Bearpot,
10	Q My name I'm Andrew Schiff. I represent the	10	B, as in boy, e-a-r-p, as in Peter, o-t Strategic
11	Securities and Exchange Commission in this case. We're	11	Global Investments or Bearpot would be able to obtain a
12	going to go forward with your deposition.	12	Colorado license to cultivate marijuana?
13	A Okay.	13	A I take the Fifth.
14	Q I say this in every case, but particularly since	14	Q Prior to March 27th, 2014, had you received any
15	we have a telephone hookup, if you're not sure whether	15	information about whether Strategic Global Investments or
16	you heard or understood my question, please don't answer	16	Bearpot would be able to obtain a Colorado license to
17	it. Please ask me to clarify or simply to repeat it.	17	cultivate marijuana?
18	Fair enough?	18	A I take the Fifth.
19	A Sure. That's good.	19	Q What information did you receive?
20	Q Thank you.	20	A I take the Fifth.
21	Could the court reporter give the witness	21	Q Prior to March 27th, 2014, did you attempt to
22	Exhibit 1.	22	find out whether your status as a nonresident of Colorado
23	MR. JACOBS: We got it.	23	would affect the ability of Strategic or Bearpot to
24	MR. SCHIFF: Great.	24	obtain a Colorado license to cultivate marijuana?
25	(Whereupon, Plaintiff's Exhibit 1 was marked	25	A I take the Fifth.
	C	1	

Stra	itegic Global Investments, Inc., et al.		December 13, 2016
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1	Q Prior to March 27th, 2014, had you received any	1	STATE OF CALIFORNIA)
2	information about whether your status as a nonresident of	2)
3	Colorado would affect the ability of Strategic or Bearpot	3	COUNTY OF RIVERSIDE)
	to obtain a Colorado license to cultivate marijuana?	4	I hereby certify that the witness in the
4	-		
5	A I take the Fifth.	5	foregoing deposition, ANDREW T. FELLNER, was by me duly
6	Q What information did you receive?	6	sworn to testify to the truth, the whole truth and
7	A I take the Fifth.	7	nothing but the truth, in the within-entitled cause; that
8	Q Mr. Fellner, would you continue to assert the	8	the said deposition was taken at the time and place
9	Fifth Amendment privilege regarding all questions	9	herein named; that the deposition is a true record of the
10	pertaining to Strategic's entry into the Colorado	10	witness's testimony as reported by me, a duly certified
11	marijuana cultivation market?	11	shorthand reporter and a disinterested person, and was
12	A Yes.	12	thereafter transcribed into typewriting by computer.
13	Q Would you continue to assert the Fifth Amendment	13	I further certify that I am not interested in
14	privilege regarding all questions regarding the press	14	the outcome of the said action, nor connected with, nor
15	releases issued by Strategic in February and March 2014?	15	related to any of the parties in said action, nor to
16	A Yes.	16	their respective counsel.
17	Q And, finally, would you continue to assert the	17	IN WITNESS WHEREOF, I have hereunto set my hand
18	Fifth Amendment privilege regarding any other matters	18	this 14th day of December, 2016.
19	pertaining to the amended complaint in this case?	19	Reading and Signing was:
20	A Yes.	20	requested waived _X_ not requested
21		21	requested warved _A_ not requested
	MR. SCHIFF: Mr. Jacobs, do you have any		ρ
22	questions?	22	Paula a lylin
23	MR. JACOBS: Not of my own witness, no.	23	DATE A DEPOSIT OF NO TOOL PRO CLD
24	MR. SCHIFF: Okay.	24	PAULA A. PYBURN, CSR NO. 7304, RPR, CLR
25	That would conclude the deposition.	25	STATE OF CALIFORNIA
	Page 10		
1	MR. JACOBS: Okay, great. Let's go off the		
2	record done?		
3	MR. SCHIFF: Yes.		
4	MR. JACOBS: Okay. Can I ask you two questions?		
	THE REPORTER: Off the record?		
5			
6	MR. JACOBS: Yeah, off the record.		
7	(At 11:02 a.m., the deposition		
8	proceedings concluded.)		
9			
10			
11			
12			
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14	ANDREW T. FELLNER		
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